

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARCO ZARATE-HERNANDEZ,

Petitioner,

v.

JEH JOHSON, et al.,

Respondents.

NO. C14-418-MJP-JPD

REPORT AND
RECOMMENDATION

On March 19, 2014, petitioner was detained by U.S. Immigration and Customs Enforcement. Dkt. 1. Through counsel, he filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241, together with an emergency request for stay of removal. *Id.* The Court granted a temporary stay of removal and directed that respondents be served and that they file a return as provided in 28 U.S.C. § 2243, explaining why the Court should not grant the petition. Dkts. 2 and 3.

On April 4, 2014, petitioner was released from immigration detention pursuant to an Order of Supervision. Dkt. 7-1. On April 15, 2014, the parties filed a joint stipulation that this matter is now moot and should be voluntarily dismissed without costs or fees to either party. Dkt. 7.

1 Based on the parties' stipulation, the Court recommends entering an Order (1) granting
2 the parties' joint stipulation, Dkt. 7; (2) voluntarily dismissing this action without prejudice
3 and without costs or fees to either party; and (3) vacating the temporary stay of removal, Dkt.
4 2. A proposed order accompanies this Report and Recommendation.

5 The Clerk should note the matter for April 16, 2014, as ready for the Honorable Marsha
6 J. Pechman's consideration.

7 DATED this 16th day of April, 2014.

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9 JAMES P. DONOHUE
10 United States Magistrate Judge
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